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BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION  
DOCKET CONTROL

BOB STUMP, CHAIRMAN  
BRENDA BURNS, Commissioner  
GARY PIERCE, Commissioner  
SUSAN BITTER SMITH, Commissioner  
ROBERT BURNS, Commissioner

IN THE MATTER OF THE APPLICATION  
OF LITCHFIELD PARK SERVICE  
COMPANY, AN ARIZONA  
CORPORATION, FOR A  
DETERMINATION OF THE FAIR VALUE  
OF ITS UTILITY PLANTS AND PROPERTY  
AND FOR INCREASES IN ITS  
WASTEWATER RATES AND CHARGES  
FOR UTILITY SERVICE BASED  
THEREON.

Docket No. SW-01428A-13-0042

IN THE MATTER OF THE APPLICATION  
OF LITCHFIELD PARK SERVICE  
COMPANY, AN ARIZONA  
CORPORATION, FOR A  
DETERMINATION OF THE FAIR VALUE  
OF ITS UTILITY PLANTS AND PROPERTY  
AND FOR INCREASES IN ITS WATER  
RATES AND CHARGES FOR UTILITY  
SERVICE BASED THEREON.

Docket No. W-01427A-13-0043

**NOTICE OF FILING  
CERTIFICATION OF  
PUBLICATION AND PROOF OF  
MAILING**

Pursuant to the Procedural Orders dated April 12, 2013 and May 13, 2013, Litchfield Park Service Company dba Liberty Utilities (the "Company") hereby files this Notice of Filing Certification of Publication and Proof of Mailing in the above-captioned matter.

On June 11, 2013, notice regarding the hearing set for December 9, 2013 was published in the *West Valley View*. The affidavit of Elliott Freireich, Publisher of the *West Valley View*, is attached hereto as **Exhibit 1**.

...

...

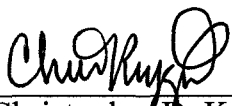
Arizona Corporation Commission  
**DOCKETED**

JUL 19 2013

DOCKETED BY

1 On June 11, 2013, June 19, 2013, June 28, 2013 and July 17, 2013 the Company  
2 mailed notification to customers. Confirmation letters from Susan Walter and Stephanie  
3 Roberts, Account Services of Data Management Center, are attached hereto as **Exhibit 2**,  
4 along with a copy of the notice. Please note that despite the Company's best efforts, some  
5 customers received notice after the June 28, 2013 date contemplated by the Procedural  
6 Order. The Company would not oppose extending the intervention by two weeks from  
7 August 28, 2013 to September 11, 2013.

8 DATED this 19<sup>th</sup> day of July, 2013.

9  
10 By  7/19/13  
11 Christopher D. Krygier  
12 Litchfield Park Service Company. dba  
13 Liberty Utilities  
14 12725 W. Indian School Road  
Suite D101  
Avondale, Arizona 85392

15 Jay L. Shapiro  
16 FENNEMORE CRAIG  
17 A Professional Corporation  
2394 E. Camelback Road, Suite 600  
18 Phoenix, Arizona 85016  
Attorneys for Litchfield Park Service  
Company

19 ORIGINAL and 13 copies  
20 of the foregoing were  
21 delivered this 19<sup>th</sup> day of  
July, 2013, to:

22 Docket Control  
23 Arizona Corporation Commission  
1200 W. Washington St.  
24 Phoenix, AZ 85007

25 COPY of the foregoing was  
26 hand-delivered this 19<sup>th</sup> day of  
July, 2013 to:

1 Teena Jibilan, Esq.  
2 Administrative Law Judge  
3 Hearing Division  
4 Arizona Corporation Commission  
5 1200 W. Washington Street  
6 Phoenix, Arizona 85007

5 Robin Mitchell, Esq.  
6 Matthew Laudone, Esq.  
7 Legal Division  
8 Arizona Corporation Commission  
9 1200 W. Washington Street  
10 Phoenix, Arizona 85007

8 Michelle Wood, Esq.  
9 Residential Utility Consumer Office  
10 1110 W. Washington  
11 Suite 220  
12 Phoenix, Arizona 85007

11 Trish Meeter  
12 Consumer Services  
13 Utilities Division  
14 Arizona Corporation Commission  
15 1200 West Washington Street  
16 Phoenix, Arizona 85007

15 By: Chad Rupp 7/19/13  
16 8323928.1/0601990028

17

18

19

20

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26

# EXHIBIT

1

# WEST VALLEY BUSINESS

1050 E. Riley Dr., Avondale, AZ 85323 ♦ (623) 535-8439 ♦ Fax: (623) 935-2103

## AFFIDAVIT OF PUBLICATION

State of Arizona

County of Maricopa

I, Elliott Freireich, publisher of West Valley View and West Valley Business, newspapers of general circulation in Avondale, Buckeye, Goodyear, Litchfield Park and Tolleson, Arizona, attest that the legal advertisement for

Liberty Utilities  
Public notice of Hearing on Application for  
Increases in its water and wastewater utility  
Service rates and charges by Litchfield  
Park Service Company dba Liberty Utilities  
(Docket No. SW-201428-A-13-0042 ET AL.)

will be / has been published on June 11, 2013

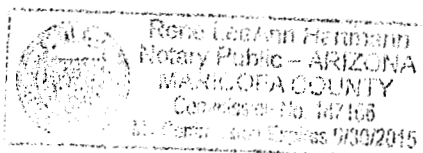
Elliott Freireich  
President, West Valley View Inc.

June 11, 2013  
Date

SUBSCRIBED AND SWORN TO BEFORE ME ON THE

11 DAY OF June (Month), 2013 (YEAR)

NOTARY SIGNATURE: Rene Leean Hartmann



**PUBLIC NOTICE OF HEARING ON  
APPLICATION FOR INCREASES IN ITS  
WATER AND WASTEWATER UTILITY  
SERVICE RATES AND CHARGES BY  
LITCHFIELD PARK SERVICE COMPANY  
REAL PROPERTY TAXES  
BUCKEY, NO. SW-0428A-20042 ET AL.)**

[illegible]

**WATERWAY SERVICE**—1980 required a gross revenue increase of approximately 10% over the 1979 level. The company has set 10 percent over current revenues for the provision of wastewater services within the company's authorized service areas in Arizona. According to the company, the rate increase is necessary to cover the cost of the new wastewater treatment plant. The proposed rate would increase a residential wastewater service bill by \$2.00 from \$10.00 per month to \$12.00 per month, and a commercial bill by \$2.00 from \$10.00 per month to \$12.00 per month, and a

under service. The CEO requests a gross revenue increase of approximately \$257,560, or approximately 20.34 percent over current revenues, for the provision of water service within the Company's authorized service area in Arizona. According to the Company, if its proposed rates would increase an average usage of 8.827 million gallons monthly residential water customer's bill by \$4.47 from \$504.33 per month to \$508.81 per month, or 0.9 percent.

The Commissioner's Offices Division Staff, in the process of reviewing and analyzing the application and has not yet made a recommendation regarding the PNC's request. The Commission will issue a Decision regarding LPSO's application following consideration of testimony and evidence presented at evidentiary hearing. **THE COMMISSION IS NOT REPLYING BY E-MAIL.**

PROPOSALS MADE IN ESCROW, REGARDLESS OF ANY INTERVIEWS, AND THE FINAL RATES APPROVED BY THE COMMISSION MAY BE HIGHER OR LOWER THAN THE RATES PROPOSED BY ESCROW OR BY OTHER AGENTS.

copies of the applications and the acceptance forms are available from PSCO at 1775 N. Justice School House, Suite 100, Avondale, AZ 85391, 623-294-7248 and at the Commission's Pocket Control Center at 2206 West Washington, Phoenix. Assistance for public inspection during regular business hours, and on the premises via the Commission's website ([www.psc.az.gov](http://www.psc.az.gov)) using the e-Pocket function located at the bottom of the web page.

**Arizona Corporation Commission Public Hearing Information**  
The Commission will hold a hearing on this matter beginning December 2, 2015, at 1:00 PM in Hearing Room No. 1 at the Commission's offices, 1800 West Washington Street, Phoenix, Arizona 85001.

**Order of the Public Council:**  
The Public Council will be in charge of the printing of the book. It will also be responsible for the distribution of the book to the public.

There is no charge for making an inquiry. Call the Consumer Service Bureau at 1-800-368-4242 or write to the Consumer Service Bureau, P.O. Box 1700, Washington, D.C. 20540. We may also be reached by mail at 1-800-368-4242. Please allow 4-6 weeks for a response. If you need immediate assistance, call 1-800-368-4242. If you are unable to reach the Consumer Service Bureau, please contact your nearest Federal Reserve Bank. For more information, call 1-800-368-4242 or write to the Consumer Service Bureau, P.O. Box 1700, Washington, D.C. 20540.

You do not intervene, you will receive no further notice of the proceedings in this case. However, all documents filed in this case are available online (usually within 24 hours after docketing) at the Commission's website ([www.erc.gov](http://www.erc.gov)) using the eCaseLink function located at the bottom of the Commission's homepage.

**Most interesting** If you want to express or highlight and provide public comment on the application, or if you want to file written comments in the record, there is a 30-day period to do so. After that, the public hearing will be held. The public hearing will be held on the 15th day of the month following the month in which the application was filed.

any company's application in December 1999-2001, 2002, 2003, or 2004, at any time.

[illegible]

your name, address, and telephone number, and the name, address, and telephone number of any person upon whom service of documents is to be made—on yourself.

A strict adherence of to the rules in the preceding is a must for all persons

the growing number of persons is represented by A.M. 144-21705, except that

you do not intrude, and while it presents direct testimony and associated

[illegible]

For information on the process of requesting an admission on HS, contact the admissions office of the institution you wish to attend. For more information, please contact the ABA Coordinator, Amylin Bernig, e-mail: [ABA@amaa.org](mailto:ABA@amaa.org), or call: 602-548-8313. Requests should be made as early as possible to allow time to arrange the accommodation.

\_\_\_\_\_

# **EXHIBIT**

# **2**



## DATA MANAGEMENT CENTER

### **Critical Document Delivery**

188 Internationale Boulevard  
Glendale Heights, IL 60139

**Phone:** 630-384-0900

**Fax:** 630-384-0901

**Email:** [info@dmcilink.com](mailto:info@dmcilink.com)

**Web:** [www.dmcilink.com](http://www.dmcilink.com)

June 29<sup>th</sup>, 2013

To Whom It May Concern:

The Litchfield Park 2013 Water Quality Report inserts and the Public Notice inserts were included in the following mailing runs:

Litchfield Park 3544 packages; received 06/08/13 at 01:39 PM CST, mailed 06/11/13

Litchfield Park 5144 packages; received 06/18/13 at 10:25 AM CST, mailed 06/19/13

Litchfield Park 4017 packages; received 06/27/13 at 10:24 AM CST, mailed 06/28/13

Please contact the Account Services Department at Data Management Center if you have any questions.

Sincerely,

Susan Walter  
Account Services, Supervisor  
Data Management Center





**DATA MANAGEMENT CENTER**  
*Critical Document Delivery*

188 Internationale Boulevard  
Glendale Heights, IL 60139

**Fax:** 630-384-0901  
**Email:** [info@dmcilink.com](mailto:info@dmcilink.com)  
**Web:** [www.dmcilink.com](http://www.dmcilink.com)

July 17, 2013

To Whom It May Concern:

The LPSCO Rate Increase inserts were included in the following special mailing runs:

The LPSCO Rate Increase special mailing; received 07/12/13 at 06:08 PM CST, 3113 packages mailed 07/16/13.

Please contact the Account Services Department at the Data Management Center if you have any questions.

Sincerely,

Stephanie Roberts  
Account Services  
Data Management Center

**PUBLIC NOTICE OF HEARING ON APPLICATION**  
**FOR INCREASES IN ITS WATER AND**  
**WASTEWATER UTILITY SERVICE RATES AND**  
**CHARGES BY LITCHFIELD PARK SERVICE**  
**COMPANY DBA LIBERTY UTILITIES**  
**(DOCKET NO. SW-01428A-13-0042 ET AL.)**

On February 28, 2013, Litchfield Park Service Company dba Liberty Utilities ("LPSCO" or "Company") filed with the Arizona Corporation Commission ("Commission") applications for increases in its rates for wastewater and water utility service. The applications have been consolidated so that the Commission may consider them together. More information on the Company's request can be found at [www.libertyutilities.com/LPSCORatecase](http://www.libertyutilities.com/LPSCORatecase).

**Wastewater Service** – LPSCO requests a gross revenue increase of approximately \$659,088, or 6.36 percent over current revenues, for the provision of wastewater service within the Company's authorized service area in Arizona. According to the Company's filing, its proposed rates would increase a residential wastewater customer's bill by \$2.63, from \$38.99 per month to \$41.62 per month, or 6.75 percent.

**Water Service** - LPSCO requests a gross revenue increase of approximately \$2,257,160, or approximately 20.15 percent over current revenues, for the provision of water service within the Company's authorized service area in Arizona. According to the Company's filing, its proposed rates would increase an average usage (8,827 gallons/month) residential water customer's bill by \$4.82, from \$24.33 per month to \$29.15 per month, or 19.83 percent.

The Commission's Utilities Division ("Staff") is in the process of reviewing and analyzing the application and has not yet made a recommendation regarding LPSCO's requests. The Commission will issue a Decision regarding LPSCO's application following consideration of testimony and evidence presented at an evidentiary hearing. **THE COMMISSION IS NOT BOUND BY THE PROPOSALS MADE BY LPSCO, STAFF, OR ANY INTERVENORS, AND THE FINAL RATES APPROVED BY THE COMMISSION MAY BE HIGHER OR LOWER THAN THE RATES PROPOSED BY LPSCO OR BY OTHER PARTIES.**

**How You Can View or Obtain a Copy of the Rate Proposal**

Copies of the applications and the proposed tariffs are available from LPSCO at its office **12725 W. Indian School Road, Suite D101, Avondale, AZ 85392, 623-298-3769** and at the Commission's Docket Control Center at 1200 West Washington, Phoenix, Arizona, for public inspection during regular business hours, and on the Internet via the Commission's website ([www.azcc.gov](http://www.azcc.gov)) using the e-Docket function, located at the bottom of the web page.

**Arizona Corporation Commission Public Hearing Information**

The Commission will hold a hearing on this matter beginning **December 9, 2013, at 10:00 a.m. in Hearing Room No.1**, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona, 85007.

An interested person may participate in this matter by (1) providing written or oral public comment; or (2) filing for intervention and becoming a formal party to the proceeding.

**How to Make Public Comment**

Oral public comments will be taken on the first day of the hearing. Written public comments may be submitted by mailing a letter referencing **Docket No. SW-01428A-13-0042 et al.** to Arizona Corporation

Commission, Consumer Services Section, 1200 West Washington Street, Phoenix, AZ 85007. You may also file your written comments electronically through <http://www.azcc.gov/Divisions/Utilities/forms/PublicCommentForm2013PDFEmail.pdf>. If you require assistance, you may contact the Commission's Consumer Services Section at 602-542-4251 or 1-800-222-7000.

If you do not intervene, you will receive no further notice of the proceedings in this docket. **However, all documents filed in this docket are available online** (usually within 24 hours after docketing) at the Commission's website [www.azcc.gov](http://www.azcc.gov) using the e-Docket function, located at the bottom of the website homepage. RSS feeds are also available through e-Docket.

#### **About Intervention**

You do not need to intervene if you want to appear at the hearing and provide public comment on the application, or if you want to file written comments in the record of the case. Any interested person may file written public comments regarding the Company's applications in **Docket No. SW-01428A-13-0042 et al.** at any time.

Any person or entity entitled by law to intervene and having a direct and substantial interest in the matter will be permitted to intervene. The granting of intervention entitles a party to present sworn evidence at hearing and to cross-examine other parties' witnesses. **If you wish to intervene, you must file an original and 13 copies of a written motion to intervene with the Commission's Docket Control Center no later than August 28, 2013, and send a copy of the motion to LPSCO or its counsel and to all parties of record.** Contact information for LPSCO and parties of record may be obtained using the Commission's e-Docket Function and Docket No. SW-01428A-13-0042 et al. Your motion to intervene must contain the following:

1. Your name, address, and telephone number, and the name, address, and telephone number of any party upon whom service of documents is to be made, if not yourself;
2. A short statement of your interest in the proceeding (e.g., a customer of LPSCO, a shareholder of LPSCO, etc.); and
3. A statement certifying that you have mailed a copy of the motion to intervene to LPSCO or its counsel and to all parties of record in the case.

The granting of motions to intervene is governed by A.A.C. R14-3-105, except that **all motions to intervene must be filed on or before August 28, 2013.** For a sample intervention request form, go to <http://www.azcc.gov/divisions/utilities/forms/interven.pdf>. All parties must comply with Arizona Supreme Court Rules 31 and 38 and A.R.S. 40-243 with respect to the practice of law.

**If you do not intervene, and wish to present direct testimony and associated exhibits at hearing, you must, on or before September 25, 2013: (1) reduce your direct testimony and associated exhibits to writing, (2) file the original and 13 copies with the Commission's Docket Control Center by 4:00p.m., and (3) mail a copy to each party.**

#### **ADA/Equal Access Information**

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting the ADA Coordinator, Shaylin Bernal, e-mail [SAbernal@azcc.gov](mailto:SAbernal@azcc.gov), voice phone number 602-542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.